

CASE NAME: KINDER, JAMES M. v NATIONWIDE RECOVERY SYSTEMS,LTD.  
CASE NO: 37-2007-67042-CU-MC-CTL

**PROOF OF SERVICE**

I, the undersigned, hereby certify that I am a citizen of the United States, over the age of 18 years and not a party to the within action; my business address is 3667 Voltaire Street, San Diego, California 92106. On this date I served the within:

**NOTICE OF MOTION; MOTION FOR PARTIAL  
JUDGMENT ON THE PLEADINGS**

( XX ) BY U.S. MAIL

I served a true and correct copy of the above-named documents by mail by placing the same in a sealed envelope with postage fully prepaid, and depositing said envelope in the U.S. mail at San Diego, California. Said envelope(s) was/were addressed as listed hereafter:

( ) BY FACSIMILIE MACHINE

I caused to be transmitted by facsimile machine a true copy of the above-named documents to the below listed. Attached hereto is the Confirmation Report confirming the status of the transmission.

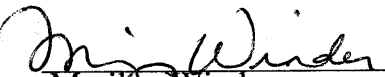
( ) BY PERSONAL SERVICE

I caused to be served by hand a true copy of the above named document as listed hereafter.

Chad Austin, Esq.  
3129 India St.  
San Diego, CA 92103

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: December 5, 2007

  
Marilyn Winder

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**MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF  
MOTION FOR PARTIAL JUDGMENT ON THE PLEADINGS**

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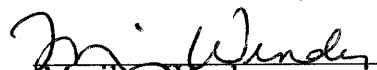
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